

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)
)
HOWARD A. SCHMIDT)
)
Former Licensee of Amateur Service Station)
AD7ZS)

ORDER OF MODIFICATION

Adopted: July 6, 2009

Released: July 7, 2009

By the Deputy Chief, Mobility Division, Wireless Telecommunications Bureau:

1. *Introduction.* In this *Order of Modification*, we modify the Amateur Radio Service license of Howard A. Schmidt (Schmidt) by replacing Amateur Extra Class operator privileges with Technician Class operator privileges. As explained below, we take this action pursuant to an earlier order proposing to modify Schmidt's license.¹

2. *Background.* On April 28, 2009, W5YI Volunteer Examiner Coordinator (W5YI VEC) sent an electronic data file to the Commission requesting that Schmidt's operator license for amateur Station WB7NUV be modified to upgrade from Technician Class to Amateur Extra Class amateur radio operator privileges, and requesting a new sequential call sign.² Based on this application, the Commission granted Sanders an Amateur Extra Class amateur service operator license on April 28, 2009, under call sign AD7ZS. This license authorizes Schmidt to be the control operator of an amateur station transmitting on frequency bands authorized by Section 97.301(b) of our Rules.³

3. By correspondence dated June 16, 2009, W5YI VEC notified the Commission that it had made an error in the April 28, 2009 data file and that Schmidt had not qualified for an Amateur Extra Class operator license.⁴ Therefore, W5YI VEC urged us to modify Schmidt's license to correct the operator privileges authorized. Consequently, we proposed to modify the license to show Technician Class operator privileges, and to replace call sign AD7ZS with call sign WB7NUV.⁵

4. On June 30, 2009, Schmidt's application to modify his license to change the call sign from AD7ZS to W7HAS was granted.⁶

5. *Discussion.* The *Order Proposing Modification* was released on June 25, 2009. On June 30, 2009, Schmidt informed the Commission that he did not object to modifying his license to show

¹ See Howard A. Schmidt, *Order Proposing Modification*, DA 09-1418 (WTB MD rel. June 25, 2009) (*Order Proposing Modification*).

² See File No. 0003821761 (filed Apr. 28, 2009).

³ See 47 C.F.R. § 97.301(b).

⁴ Letter via a-mail dated June 16, 2009 from Tracy Lewis, W5YI VEC, to Mobility Division, Wireless Telecommunications Bureau. W5YI VEC stated that it intended to modify the operator privileges of the licensee of Station WB7NJV rather than WB7NUV.

⁵ See *Order Proposing Modification* at ¶ 5.

⁶ See File No. 0003865761 (filed June 11, 2009).

Technician Class operator privileges, but wished to retain his subsequently assigned call sign W7HAS.⁷ Based on the record before us, we conclude that it is in the public interest to modify Schmidt's license for Station W7HAS by replacing Amateur Extra Class operator privileges with Technician Class operator privileges.⁸

6. *Conclusion and Ordering Clauses.* Accordingly, IT IS ORDERED that, pursuant to Sections 4(i) and 316(a) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i), 316(a), and Section 1.87 of Commission's Rules, 47 C.F.R. § 1.87, the license for Amateur Radio Service Station W7HAS BE MODIFIED by replacing Amateur Extra Class operator privileges with Technician Class operator privileges.

7. IT IS FURTHER ORDERED that this *Order of Modification* SHALL BE SENT by certified mail, return receipt requested, to Howard A. Schmidt, 26638 S.E. 146th St., Issaquah, WA 98027.

8. This action is taken under delegated authority pursuant to Sections 0.131 and 0.331 of the Commission's Rules, 47 C.F.R. §§ 0.131, 0.331.

FEDERAL COMMUNICATION COMMISSION

Scot Stone
Deputy Chief, Mobility Division
Wireless Telecommunications Bureau

⁷ Letter via a-mail dated June 30, 2009 from Howard A. Schmidt to Scot Stone, Deputy Chief, Mobility Division.

⁸ The *Order Proposing Modification* proposed to modify Schmidt's call sign from AD7ZS to WB7NUV because only Amateur Extra Class licensees may be assigned 2x2 call signs beginning with the letter A. Because Schmidt is eligible for call sign W7HAS, it is no longer necessary to modify his call sign. See Amateur Station Sequential Call Sign System, *Fact Sheet*, PR-5000 #206-S (May 1998); see also http://wireless.fcc.gov/services/index.htm?job=call_signs_1&id=amateur.